

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE: WP No.25906 of 2026

PROCEEDING SHEET

Sl. No	DATE	ORDER	Office Note
1.	10.09.2026	<u>VN, J</u> 1. The present Writ Petition is filed questioning the Proceedings issued vide Rc.No.A1/25/2026(1), dated 16.07.2026, wherein a final Seniority List of Prohibition & Excise Head Constables of erstwhile Kurnool District was issued for the purpose of allotment under the Presidential Order, 2025. 2. The Petitioners are working as Prohibition and Excise Head Constables. A seniority dispute arose in the cadre of Head Constables. This Court, while disposing of W.P.No.15256 of 2018 and batch, dated 31.03.2023, directed the Respondents therein to prepare a fresh Seniority List based on the date of joining and age. Consequent to the Division Bench Orders, as there was a threat of reversion, Writ Petition No.11039 of 2023 was filed and in the said Writ Petition, an interim order of <i>status quo</i> was passed and Petitioners are continuing as Head Constables. 3. Pursuant to the Presidential Order, 2025, G.O.Ms.No.129 GA (SPF & MC) Department, dated 17.07.2026, was issued for the purpose of allotment of cadres to newly formed Districts. The	

		criteria for allotment of cadres to different Districts is prescribed in paragraph No.4 of the Presidential Order, 2025, and the same reads as under:- “Clause No.4(2)(C) of the Presidential Order, 2025 is extracted below:-” <i>“(2) In allotting persons to local cadres due regard shall be had to all or any of the following namely:-</i> <i>(a) the administrative needs of the posts in the local cadres;</i> <i>(b) the need for the composition of balanced local cadres with reference to age and seniority groups;</i> <i>(c) the length of service of the persons concerned in the part of the State for which the local cadre is organized;</i> <i>(d) preference of the persons concerned for allotment to any local cadre, where feasible; and</i> <i>(e) Knowledge of the persons concerned of the language spoken and the law in force in the part of the State for which the local cadre is organized.”</i> As per paragraph No.4(2)(C) of the Presidential Order, 2025, the length of service of the individual shall be taken into account for allotment. In the Seniority List prepared by the Respondent Authorities, the unofficial Respondents, who were promoted as Prohibition and Excise Head Constables in the year 2025, were placed above the Petitioners, even though	
--	--	--	--

		the impugned Proceedings mention that the Seniority List is solely for the purpose of allotment under G.O.Ms.No.129, dated 17.07.2026. 4. In the opinion of this Court, placing the unofficial Respondents above the Petitioners may not be sustainable as per the criteria as highlighted in the above paragraph 4 (2) (C) of the Presidential Order, 2025. The Respondents appear to have intermixed allotment list and seniority list. It is made clear that Seniority List prepared for the purpose of further promotions in the cadre of Head Constable of Prohibition and Excise Department is not interfered with. 5. Therefore, pending further orders, there shall be an interim direction as follows:- i) The Respondents shall consider the length of service of the individuals in the Department for the purpose of allotment under the Presidential Order, 2025. 6. Post along with W.P.No.24903 of 2026. _____ VN, J eha	
--	--	---	--

--	--	--	--